

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CIVIL NO. 3:11-cv-00141-GCM

THE UNITED STATES OF AMERICA, et al  
EX REL. ANTONIO SAIDIANI,                  )  
  )  
  )  
  )  
Plaintiff(s),                                 )  
  )  
VS.    )  
JOHN SHUFELDT                                 )  
  )  
  )  
Defendant(s).                                 )

Please fill in or check the appropriate blanks (print legibly) to certify completion of the Rule 26(f) Attorney's Conference and provide the required information to the Court. Where the parties were unable to agree on a specific provision or item, please so note and attach any necessary explanation. Please note that this information will be used as a guideline by the judge conducting the Initial Pretrial Conference or issuing the Initial Pretrial Order.

1. Certification of Conference. Pursuant to Fed. R. Civ. P. 26(f), a meeting was held on 7/25/2013 (date) [ ] at \_\_\_\_\_ (place) or [x] by telephone and was conducted by the undersigned counsel for the designated parties in the above captioned case.
2. Pre-Discovery Disclosures. The information required by Fed. R. Civ. P. 26(a)(1) (check one) [ ] has been exchanged [x] will be exchanged by 08/08/2013 (date).
3. Discovery Plan. The parties jointly propose to the court the following discovery plan: [Use separate paragraphs or subparagraphs as necessary if parties disagree.]
  - a) All discovery shall be commenced in time to be completed by 02/28/2014 (date).  
[If needed] Discovery on Fact 12/31/2013; Expert 02/28/2014  

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*(identify any issues requiring early discovery) will be completed by \_\_\_\_\_ (date).*  
✓
  - b) Discovery Limits:
    - 1) Maximum of 20 (ordinarily 20) interrogatories by each party to any other party.

- 2) Maximum of 20 (ordinarily 20) requests for admission by each party to any other party.

3) Maximum of 6 depositions by plaintiff(s) and 6 by defendant(s) (ordinarily 6 each) [or       by each plaintiff and       by each defendant].

c) Reports from retained experts under Rule 26(a)(2) will be due:  
-from plaintiff(s) by 02/28/2014 (date)  
-from defendant(s) by 02/28/2014 (date)  
Supplementations under Rule 26(e) due 03/31/2014 (list times(s) or interval(s))

4. Other Items. [Attach separate paragraphs as necessary if parties disagree.]

a) The parties  request  do not request a conference with the court before entry of the scheduling order.

b) All potentially dispositive motions should be filed by 04/30/2014 (date, ordinarily one month after the close of discovery).

c) Settlement:  
 is likely  
 is unlikely  
 cannot be evaluated prior to 12/31/13, end of fact discovery (date)  
 may be enhanced by use of the following ADR procedure:  
 Mediated Settlement Conference  
 binding arbitration  
 judicial settlement conference  
 other \_\_\_\_\_

The parties agree that the above selected ADR procedure would be most useful if conducted:

- after resolution of any outstanding dispositive motions, but prior to further discovery;
  - after an initial round of preliminary discovery to be completed by \_\_\_\_\_ (date);
  - after the completion of discovery;
  - after resolution of summary judgment motions, if any;
  - not applicable.

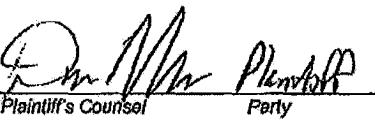
d) Final lists of witnesses and exhibits under Rule 26(a)(3) are due:  
from plaintiff(s) by 04/30/2014 (date)  
from defendant(s) by 04/30/2014 (date)

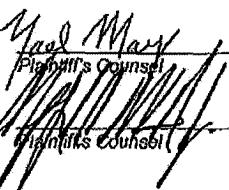
e) If the case is ultimately tried, trial is expected to take approximately \_\_\_\_\_  
10 days.

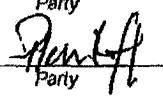
- f) [ ] The parties have discussed the issue of consent to the jurisdiction of a U.S. Magistrate Judge.
5. Please identify any other matters regarding discovery or case management which may require the Court's attention (e.g., concerns re: confidentiality, protective orders, etc., unmovable scheduling conflicts):

Defendant requests discovery be bifurcated as to indemnification and liability.

Plaintiff objects to Defendant's request for discovery bifurcation. Accordingly, the Parties seek a conference with the Court before entry of the Scheduling Order.

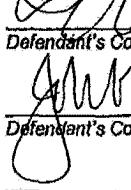
 Plaintiff 7/29/13  
 Plaintiff's Counsel Party Date

 Plaintiff 7/25/13  
 Plaintiff's Counsel Party Date

 Plaintiff 7/25/13  
 Plaintiff's Counsel Party Date

Plaintiff's Counsel Party Date

 Def 7/30/13  
 Defendant's Counsel Party Date

 Def. 7/30/13  
 Defendant's Counsel Party Date

Defendant's Counsel Party Date

Defendant's Counsel Party Date

(Attach additional Sheets if necessary)